

18 Feb 1972

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Mr. Bernard Fensterwald, Jr.  
Executive Director  
Committee to Investigate Assassinations  
927 15th Street, N. W.  
Washington, D. C. 20005

Dear Bud:

In your letter of February 11th you requested a copy of a photograph which constituted [ ] to the Warren Commission. As we pointed out to you last April when you visited this office, the uncropped photograph was classified to protect the source and method of acquisition. Nevertheless, a full disclosure was made to the President's Commission charged with investigating the assassination of President Kennedy, subject to that classification.

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For your information, we still do not know the identity of the man in the photograph. In the intense effort to produce everything that might possibly have some bearing on the assassination of President Kennedy, the photograph was furnished to the Federal Bureau of Investigation on 22 November 1963. It was thought at that time that he might have had some association with Oswald, since both were in the area around the same time. As it turned out, the photograph was taken on 4 October 1963, one day after Oswald left Mexico and returned to Dallas (Commission Report, p. 323). Oswald was not under investigation by us when he was in Mexico, and we did not learn about his departure date and many other details until the exhaustive FBI investigation following the assassination.

At no time did we have any indication of an association between Oswald and the unidentified man, other than the above-mentioned speculation. You asserted last year that you knew and had spoken to the person in the picture. If you have any information concerning this man which may have any bearing on the assassination or the conclusions of the Warren Commission report, or otherwise pertain to official Government matters, it should be furnished to the appropriate governmental agency at the earliest opportunity.

In view of our statutory responsibility for protecting intelligence sources and methods, I regret that we cannot release the photograph in uncropped form.

Sincerely,



Lawrence R. Houston  
General Counsel

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cc: Asst to DCI-Mr. Thuermer

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SENDER WILL CHECK CLASSIFICATION TOP AND BOTTOM  
UNCLASSIFIED CONFIDENTIAL

### OFFICIAL ROUTING SLIP

TO	NAME AND ADDRESS	DATE	INITIALS
1	Asst to DCI 1F04		AA
2	JU		jm
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<input type="checkbox"/> ACTION	<input type="checkbox"/> DIRECT REPLY	<input type="checkbox"/> PREPARE REPLY
<input type="checkbox"/> APPROVAL	<input type="checkbox"/> DISPATCH	<input type="checkbox"/> RECOMMENDATION
<input type="checkbox"/> COMMENT	<input type="checkbox"/> FILE	<input type="checkbox"/> RETURN
<input type="checkbox"/> CONCURRENCE	<input type="checkbox"/> INFORMATION	<input type="checkbox"/> SIGNATURE

Remarks:

FOLD HERE TO RETURN TO SENDER

FROM: NAME, ADDRESS AND PHONE NO.

DATE

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